

HONORABLE JAMES L. ROBART

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICROSOFT CORPORATION,
Plaintiff,
v.
MOTOROLA, INC., et al.,
Defendants.

No. C10-1823-JLR

MICROSOFT'S MOTION FOR LEAVE
TO FILE SUPPLEMENTAL
DECLARATION OF CHRISTOPHER
WION IN SUPPORT OF MOTION FOR
PARTIAL SUMMARY JUDGMENT
REDACTED

NOTED FOR:
Friday, December 2, 2011

MOTOROLA MOBILITY, INC., et al.,
Plaintiffs,
v.
MICROSOFT CORPORATION,
Defendant.

Microsoft Corporation respectfully requests leave to file the Supplemental Declaration of Christopher Wion in Support of Microsoft's Motion for Partial Summary Judgment, a copy of which is attached hereto as Exhibit A.

The Supplemental Declaration attaches, as its sole exhibit, the Declaration of Jennifer Ochs, Director of IP Litigation at Marvell Semiconductor, Inc. (the "Ochs Declaration"). The

Ochs Declaration was filed in an International Trade Commission action involving the parties
(*In the Matter of Certain Gaming and Entertainment Consoles, Related Software, and
Components Thereof*, Inv. No. 337-TA-752) on November 11, 2011. The Ochs Declaration
bears on the arguments Microsoft advanced at pages 13 through 20 of its Motion for Partial
Summary Judgment (ECF No. 77), and reflects events that had not fully transpired as of the
date briefing on Microsoft's motion closed (September 30, 2011).

DATED this 14th day of November, 2011.

DANIELSON HARRIGAN LEYH & TOLLEFSON LLP

By /s/ Christopher Wion

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Counsel for Microsoft Corporation

CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2011, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Attorneys for Defendants Motorola Solutions, Inc., Motorola Mobility, Inc., and General Instrument Corporation

Philip S. McCune
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Summit Law Group

Steven Pepe
Jesse J. Jenner
Norman Beamer
Paul M. Schoenhard
Ropes & Gray

/s/ Linda Bledsoe
LINDA BLEDSOE

EXHIBIT A

THE HONORABLE JAMES L. ROBART

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICROSOFT CORPORATION,
Plaintiff,
vs.
MOTOROLA, INC., et al.,
Defendants.

Case No. C10-1823-JLR

SUPPLEMENTAL DECLARATION OF
CHRISTOPHER WION IN SUPPORT
OF MICROSOFT'S MOTION FOR
PARTIAL SUMMARY JUDGMENT

MOTOROLA MOBILITY, INC., et al.,
Plaintiffs,
vs.
MICROSOFT CORPORATION,
Defendants.

I, Christopher Wion, hereby declare under penalty of perjury under the laws of the State
of Washington as follows:

SUPPLEMENTAL DECLARATION OF
CHRISTOPHER WION IN SUPPORT OF
MICROSOFT'S MOTION FOR PARTIAL
SUMMARY JUDGMENT - I

LAW OFFICES
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1 1. I am an attorney at the law firm of Danielson Harrigan Leyh & Tollefson LLP,
2 counsel for Microsoft Corporation in the above-captioned matter, and have personal
3 knowledge of the facts stated herein.

4 2. Attached hereto as Exhibit 1 is a true and correct copy of the Declaration of
5 Jennifer Ochs, Director of IP Litigation at Marvell Semiconductor, Inc. (the "Ochs
6 Declaration"). The Ochs Declaration was filed in an International Trade Commission action
7 involving the parties (*In the Matter of Certain Gaming and Entertainment Consoles, Related*
8 *Software, and Components Thereof*, Inv. No. 337-TA-752) on November 11, 2011.

9 DATED this 14th day of November, 2011 in Seattle, Washington.

10
11 By



12 Christopher Wion
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EXHIBIT 1
FILED
UNDER SEAL